

2013 DRAFTING REQUEST

Senate Amendment (SA-AB40)

Received: **6/19/2013** Received By: **chanaman**
Wanted: **As time permits** Same as LRB:
For: **John Lehman (608) 266-1832** By/Representing:
May Contact: Drafter: **chanaman**
Subject: **Elections - miscellaneous** Addl. Drafters:
Extra Copies:

Submit via email: **YES**
Requester's email: **Sen.Lehman@legis.wisconsin.gov**
Carbon copy (CC) to:

Pre Topic:

No specific pre topic given

Topic:

Compile

Instructions:

No specific instructions given

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/P1	chanaman 6/20/2013		phenry 6/20/2013	_____ _____			
/1				_____ _____	lparisi 6/20/2013	lparisi 6/20/2013	

FE Sent For:

<END>

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/P1	chanaman	1/1/5f 6/19	6/20 ph	— Ph/ls			
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FE Sent For:

<END>

Hanaman, Cathlene

From: Grant, Peter
Sent: Wednesday, June 19, 2013 2:59 PM
To: Hanaman, Cathlene
Subject: FW: Budget Amendment Drafting Request

Could you compile the LRBs for Lehman? Thanks.

From: Stafford, Beau
Sent: Wednesday, June 19, 2013 2:55 PM
To: Kuczinski, Tracy
Cc: Grant, Peter
Subject: Budget Amendment Drafting Request

Good Afternoon Tracy –

Senator Lehman would like all of the following drafted as ONE single budget amendment for tomorrow. Thanks for all your folks do!

LRB-b0452	Choice programs - background checks and restrictions on employment of certain persons
LRB-b0450	Choice programs - make participating private schools subject to report card requirements
LRB-b0491	Choice programs - increase frequency of board meetings to 12 per year, subject to open meetings
LRB-b0495	Choice programs - remove changes to calculation of proficiency from last budget
LRB-b0498	Choice programs - require licensed teachers
LRB-b0499	Choice programs - open records
LRB-b0500	Choice programs - apply seclusion and restraint law
LRB-b0501	Choice programs - due process rights for expelled pupils
LRB-b0502	Choice programs - require graduation standards
LRB-b0503	Choice programs - apply early reading screening (same as public schools)
LRB-b0510	Choice programs - require 2 years of prior operation and less than 49% voucher students
LRB-b0511	Choice programs - require schools to be located in Wisconsin
LRB-b0540	Choice programs - require building inspection if certificate of occupancy is unavailable
LRB-b0541	Choice programs - eliminate treatment of building depreciation in cost calculation
LRB-b0542	Choice programs - remove changes to summer school payment structure
LRB-b0543	Choice programs - lesser of calculation for tuition charges to non-choice school kids

Additional items that we have not seen yet:

- 1) Require all participants in the Milwaukee and Racine choice programs to have a household income of 185% fpl or less. All students participating in the program may remain in the program if their household income increases beyond 185% fpl
- 2) Require both MPCP and PPSCP schools to be evaluated on DPI's report card system starting in year 2014-15
 - a. If an individual school falls in one of the bottom 2 categories for 2 years or more consecutive years, the school must implement a turn-around plan (can contract with any entity, public or private) and notify all parents – including new applicants – that they are in jeopardy of being closed if they do not improve
 - b. Turn-around structure:
 - i. after 3 years, school must improve by 6 report card points or be removed from the MPCP or PPSCP
 - ii. after 5 years, school must improve by one report card tier or be removed from the MPCP or PPSCP

- iii. after 7 years, school must be out of the bottom two categories or be removed from the MPCP or PPSCP

Beau Stafford

Chief of Staff

Office of Senator John Lehman

21st Senate District

5 South

608-266-1832

Beau.stafford@legis.wisconsin.gov

Compiling '13b0742/P1'...

Parsing Compile List...

Removing duplicates...

There are 16 component drafts...

Exporting Target Draft...

Processing component drafts...

13b0452

13b0450

13b0491

13b0495

13b0498

13b0499

13b0500

13b0501

13b0502

13b0503

13b0510

13b0511

13b0540

13b0541

13b0542

13b0543

There are 71 sections...

Sorting sections...

Generating Sort List...

Updating relating clause...

Updating Anaysis...

Updating sections...

removing existing sections

adding new sections

Writing target draft...

Checking in target draft ...

SortList:

(Note: pastes nicely into Microsoft Excel, when cell format is set to 'Text')

COMPONENT DRAFT ITEM

b0498/1	*b0498/1.1*1. Page 961, line 16: after that line insert:
b0450/1	*b0450/1.1*1. Page 966, line 22: delete that line.
b0450/1	*b0450/1.2*2. Page 966, line 23: delete "119.23".
b0450/1	*b0450/1.3*3. Page 966, line 25: after that line insert:
b0503/1	*b0503/1.1*1. Page 968, line 8: after "(2r)" insert "and of each private school participating in a parental choice program under s. 118.60 or 119.23".
b0503/1	*b0503/1.2*2. Page 968, line 11: after "charter" insert "or private".
b0503/1	*b0503/1.3*3. Page 968, line 13: after "(2r)" insert "and of each private school participating in a parental choice program under s. 118.60 or 119.23".
b0503/1	*b0503/1.4*4. Page 968, line 16: after "readiness." insert "For a private school, this subsection applies only to pupils attending the school under s. 118.60 or 119.23.".
b0503/1	*b0503/1.5*5. Page 968, line 18: after that line insert:
b0498/1	*b0498/1.2*2. Page 968, line 25: after that line insert:
b0495/1	*b0495/1.1*1. Page 972, line 3: after that line insert:

b0500/1 *b0500/1.1*1. Page 972, line 3: after that line insert:

b0502/1 *b0502/1.1*1. Page 972, line 3: after that line insert:

b0510/1 *b0510/1.1*1. Page 985, line 22: after that line insert:

b0511/1 *b0511/1.1*1. Page 985, line 22: after that line insert:

b0510/1 *b0510/1.2*2. Page 986, line 25: after that line insert:

b0543/1 *b0543/1.1*1. Page 993, line 11: delete the material beginning with that line and ending with page 996, line 6, and substitute:

b0543/1 *b0543/1.2*2. Page 996, line 9: delete "(b) 1." and substitute "(b) 1.".

b0543/1 *b0543/1.3*3. Page 996, line 9: delete "(bg)".

b0541/1 *b0541/1.1*1. Page 996, line 12: delete lines 12 to 25.

b0542/1 *b0542/1.1*1. Page 997, line 7: delete lines 7 to 25.

b0543/1 *b0543/1.4*4. Page 997, line 14: delete "(bg)" and substitute "(b)".

b0543/1 *b0543/1.5*5. Page 998, line 11: delete "(b) or (bg)" and substitute "(b) or (bg)".

b0543/1 *b0543/1.6*6. Page 999, line 13: delete "(b) 1 (bg)" and substitute "(b) 1".

b0499/1 *b0499/1.1*1. Page 1000, line 3: after that line insert:

b0491/1 *b0491/1.1*1. Page 1000, line 6: after that line insert:

b0540/1 *b0540/1.1*1. Page 1001, line 8: after "occupancy" insert ", and shall annually obtain a building inspection of the school building".

b0450/1 *b0450/1.4*4. Page 1001, line 25: after that line insert:

b0452/1 *b0452/1.1*1. Page 1001, line 25: after that line insert:

b0543/1 *b0543/1.7*7. Page 1002, line 3: delete "(b) or" and substitute "(b) or".

b0543/1 *b0543/1.8*8. Page 1002, line 4: delete "(bg) or" and substitute "(bg) or".

b0491/1 *b0491/1.2*2. Page 1002, line 4: after that line insert:

b0498/1 *b0498/1.3*3. Page 1002, line 4: after that line insert:

b0499/1 *b0499/1.2*2. Page 1002, line 4: after that line insert:

b0500/1 *b0500/1.2*2. Page 1002, line 4: after that line insert:

b0501/1 *b0501/1.1*1. Page 1002, line 4: after that line insert:

b0502/1 *b0502/1.2*2. Page 1002, line 4: after that line insert:

b0503/1 *b0503/1.6*6. Page 1002, line 4: after that line insert:

b0450/1 *b0450/1.5*5. Page 1003, line 9: after that line insert:

b0452/1 *b0452/1.2*2. Page 1003, line 10: delete lines 10 to 13 and substitute:

b0450/1 *b0450/1.6*6. Page 1003, line 12: delete "or (b)" and substitute "or (b), or (bu)".

b0510/1 *b0510/1.3*3. Page 1007, line 16: after that line insert:

b0511/1 *b0511/1.2*2. Page 1007, line 16: after that line insert:

b0510/1 *b0510/1.4*4. Page 1008, line 5: after that line insert:

b0543/1 *b0543/1.9*9. Page 1008, line 17: delete the material beginning with that line and ending with page 1011, line 13, and substitute:

b0543/1 *b0543/1.11*11. Page 1011, line 16: delete "(bg)".

b0543/1 *b0543/1.10*10. Page 1011, line 16: delete "(b) 1." and substitute "(b) 1.".

b0541/1 *b0541/1.2*2. Page 1011, line 19: delete the material beginning with that line and ending on page 1012, line 7.

b0542/1 *b0542/1.2*2. Page 1012, line 14: delete the material beginning with that line and ending on page 1013, line 7.

b0543/1 *b0543/1.12*12. Page 1012, line 21: delete "(bg)" and substitute "(b)".

b0543/1 *b0543/1.13*13. Page 1013, line 12: delete "(b) or (bg)" and substitute "(b) or (bg)".

b0543/1 *b0543/1.14*14. Page 1014, line 10: delete "(b) 1. (bg)" and substitute "(b) 1.".

b0491/1 *b0491/1.3*3. Page 1015, line 3: after that line insert:

b0499/1 *b0499/1.3*3. Page 1015, line 3: after that line insert:

b0540/1 *b0540/1.2*2. Page 1015, line 15: after "occupancy" insert ", and shall annually obtain a building inspection of the school building".

b0450/1 *b0450/1.7*7. Page 1016, line 19: after that line insert:

b0452/1 *b0452/1.3*3. Page 1016, line 19: after that line insert:

b0543/1 *b0543/1.15*15. Page 1017, line 2: delete "(b) or" and substitute "(b) or".

b0543/1 *b0543/1.16*16. Page 1017, line 3: delete "(bg) or" and substitute "(bg) or".

b0491/1 *b0491/1.4*4. Page 1017, line 3: after that line insert:

b0498/1 *b0498/1.4*4. Page 1017, line 3: after that line insert:

b0499/1 *b0499/1.4*4. Page 1017, line 3: after that line insert:

b0500/1 *b0500/1.3*3. Page 1017, line 3: after that line insert:

b0501/1 *b0501/1.2*2. Page 1017, line 3: after that line insert:

b0502/1 *b0502/1.3*3. Page 1017, line 3: after that line insert:

b0503/1 *b0503/1.7*7. Page 1017, line 3: after that line insert:

b0450/1 *b0450/1.8*8. Page 1018, line 10: after that line insert:

b0452/1 *b0452/1.4*4. Page 1018, line 11: delete lines 11 to 14 and substitute:

b0450/1 *b0450/1.9*9. Page 1018, line 13: delete "or (b)" and substitute "or (b), or (bu)".

b0501/1 *b0501/1.3*3. Page 1018, line 18: after that line insert:

b0542/1 *b0542/1.3*3. Page 1372, line 13: delete lines 13 to 22.

SortList has been copied to Windows clipboard

(Note: pastes nicely into Microsoft Excel, when cell format is set to 'Text')

Success

(5 sec. 523 ms.)

④



En 6/19
State of Wisconsin
2013 - 2014 LEGISLATURE



LRBb0742/11

Th 6/16...all.

insert

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

SENATE AMENDMENT,
TO ASSEMBLY BILL 40

6/19/13

↑ as shown by assembly substitute amendment ↑

①

At the locations indicated, amend the bill as follows:

2

1. Page 961, line 16: after that line insert:

3

"SECTION 1730m. 115.28 (7) (b) of the statutes is amended to read:

4

115.28 (7) (b) Subject to the same rules and laws concerning qualifications of

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applicants and granting and revocation of licenses or certificates under par. (a), the

6

state superintendent shall grant certificates and licenses to teachers in private

7

schools and tribal schools, except that teaching experience requirements for such

8

certificates and licenses may be fulfilled by teaching experience in public, private,

9

or tribal schools. An applicant is not eligible for a license or certificate unless the

10

state superintendent finds that the private school or tribal school in which the

11

applicant taught offered an adequate educational program during the period of the

12

applicant's teaching therein. Private Except for a private school participating in a

1 parental choice program under s. 118.60 or 119.23, private schools are not obligated
2 to employ only licensed or certified teachers.”.

3 **2.** Page 966, line 22: delete that line.

4 **3.** Page 966, line 23: delete “119.23”.

5 **4.** Page 966, line 25: after that line insert:

6 “(3) Beginning in the 2014–15 school year, the department shall include in its
7 annual school accountability report under sub. (1) each private school participating
8 in a parental choice program under s. 118.60 or 119.23.”.

9 **5.** Page 968, line 8: after “(2r)” insert “and of each private school participating
10 in a parental choice program under s. 118.60 or 119.23”.

11 **6.** Page 968, line 11: after “charter” insert “or private”.

12 **7.** Page 968, line 13: after “(2r)” insert “and of each private school participating
13 in a parental choice program under s. 118.60 or 119.23”.

14 **8.** Page 968, line 16: after “readiness.” insert “For a private school, this
15 subsection applies only to pupils attending the school under s. 118.60 or 119.23.”.

16 **9.** Page 968, line 18: after that line insert:

17 “**SECTION 1755m.** 118.016 (1g), (1r) and (2) of the statutes are amended to read:
18 118.016 (1g) If a pupil is enrolled in a special education program under subch.
19 V of ch. 115, the school board or operator of the charter school under s. 118.40 (2r)
20 or private school under s. 118.60 or 119.23 shall comply with s. 115.77 (1m) (bg).

21 (1r) The school board or governing body of the charter or private school shall
22 report the results of a pupil’s assessment under sub. (1) to the pupil’s parent or
23 guardian.

1 (2) The school board of the school district or governing body of the charter or
2 private school in which the pupil is enrolled shall provide a pupil whose assessment
3 under sub. (1) indicates that he or she is at risk of reading difficulty with
4 interventions or remedial reading services, as described under s. 121.02 (1) (c).".


5 **10.** Page 968, line 25: after that line insert:

6 "SECTION 1756m. 118.19 (1) of the statutes is amended to read:

7 118.19 (1) Except as provided in s. 118.40 (8) (b) 2., any person seeking to teach
8 in a public school, including a charter school, in a private school participating in a
9 parental choice program under s. 118.60 or 119.23, or in a school or institution
10 operated by a county or the state shall first procure a license or permit from the
11 department.".

12 **11.** Page 972, line 3: after that line insert:

13 "SECTION 1769m. 118.30 (5m) of the statutes is amended to read:

14 118.30 (5m) When determining the percentage of pupils participating in the
15 program under s. 119.23 who performed at designated proficiency levels on the
16 examinations administered as required under sub. (1s), the department shall
17 ~~consider only the pupils participating in the program under s. 119.23 to whom the~~
18 ~~examinations were administered at each grade level, and shall not~~ not exclude from
19 consideration those pupils participating in the program under s. 119.23 who were
20 excused from taking the examinations under sub. (2) (b) 5. 

21 **12.** Page 972, line 3: after that line insert:

22 "SECTION 1778h. 118.305 (1) (gm) of the statutes is created to read:

1 118.305 (1) (gm) "Pupil" excludes pupils who are attending a private school
2 participating in a parental choice program under s. 118.60 or 119.23 but not under
3 the parental choice program.

4 **SECTION 1778k.** 118.305 (1) (h) of the statutes is amended to read:

5 118.305 (1) (h) "School" means a public school, including a charter school, and
6 a private school participating in a parental choice program under s. 118.60 or
7 119.23."

8 **13.** Page 972, line 3: after that line insert:

9 **"SECTION 1778g.** 118.33 (1) (f) 5. of the statutes is created to read:

10 118.33 (1) (f) 5. Beginning in the 2015-16 school year, the governing body of
11 each private school participating in a parental choice program under s. 118.60 or
12 119.23 shall include in its policy under subd. 2m. or 2r. the requirements for granting
13 a high school diploma specified in pars. (a) and (b), with the exceptions provided in
14 pars. (d) and (e)."

15 **14.** Page 985, line 22: after that line insert:

16 **"SECTION 1843m.** 118.60 (2) (a) 9. of the statutes is created to read:

17 118.60 (2) (a) 9. The private school has been in operation for the attendance of
18 pupils for at least 2 school years."

19 **15.** Page 985, line 22: after that line insert:

20 **"SECTION 1843m.** 118.60 (2) (a) 10. of the statutes is created to read:

21 118.60 (2) (a) 10. The private school is located in this state."

22 **16.** Page 986, line 25: after that line insert:

23 **"SECTION 1845m.** 118.60 (2) (d) of the statutes is created to read:

1 118.60 (2) (d) No more than 49 percent of a private school's enrollment may
2 consist of pupils attending the private school under this section.”.

3 **17.** Page 993, line 11: delete the material beginning with that line and ending
4 with page 996, line 6, *as affected by assembly amendment 3,* and substitute:

5 “**SECTION 1848td.** 118.60 (4) (b) (intro.) of the statutes is amended to read:

6 118.60 (4) (b) (intro.) ~~Except as provided in par. (bg), upon~~ Upon receipt from
7 the pupil's parent or guardian of proof of the pupil's enrollment in the private school
8 during a school term, the state superintendent shall pay to the private school in
9 which the pupil is enrolled on behalf of the pupil's parent or guardian, from the
10 appropriation under s. 20.255 (2) (fr), an amount equal to the lesser of the following:

11 **SECTION 1848th.** 118.60 (4) (b) 2. of the statutes is repealed.

12 **SECTION 1848tp.** 118.60 (4) (b) 3. and 4. of the statutes are created to read:

13 118.60 (4) (b) 3. The average of the tuition paid by a pupil attending the private
14 school, but not under the program under this section or the program under s. 119.23,
15 in the current and 2 preceding school years.

16 4. \$6,442.

17 **SECTION 1848tt.** 118.60 (4) (bg) of the statutes is repealed.”.

18 **18.** Page 996, line 9: delete “~~(b) 1.~~” and substitute “(b) 1.”.

19 **19.** Page 996, line 9: delete “(bg)”.

20 **20.** Page 996, line 12: delete lines 12 to 25.

21 **21.** Page 997, line 7: delete lines 7 to 25.

22 **22.** Page 997, line 14: delete “(bg)” and substitute “(b)”.

23 **23.** Page 998, line 11: delete “~~(b) or (bg)~~” and substitute “(b) ~~or (bg)~~”.

1 **24.** Page 999, line 13: delete “(b) 1 (bg)” and substitute “(b) 1”.

2 **25.** Page 1000, line 3: after that line insert:

3 “**SECTION 1855h.** 118.60 (7) (b) 9. of the statutes is created to read:

4 118.60 (7) (b) 9. Permit public inspection and copying of any record, as defined
5 in s. 19.32 (2), of the private school to the same extent as required of, and subject to
6 the same terms and enforcement provisions that apply to, a school board under
7 subch. II of ch. 19. This subdivision applied only to records that relate to pupils
8 attending the private school under this section.”.

9 **26.** Page 1000, line 6: after that line insert:

10 “**SECTION 1856f.** 118.60 (7) (b) 3m. of the statutes is amended to read:

11 118.60 (7) (b) 3m. Annually, schedule ~~2 meetings~~ at least one meeting each
12 month at which members of the governing body of the private school will be present
13 and at which pupils, and the parents or guardians of pupils, applying to attend the
14 private school or attending the private school may meet and communicate with the
15 members of the governing body. The meetings shall be open to the public. The
16 private school shall, within 30 days after the start of the school term, notify the
17 department in writing of the scheduled meeting dates and shall, at least 30 days
18 before the scheduled meeting date, notify in writing each pupil, or the parent or
19 guardian of each minor pupil, applying to attend the private school or attending the
20 private school of the meeting date, time, and place. The private school shall provide
21 notice of the meetings in the manner provided in s. 19.84.”.

22 **27.** Page 1001, line 8: after “occupancy” insert “, and shall annually obtain a
23 building inspection of the school building”.

24 **28.** Page 1001, line 25: after that line insert:

1 “**SECTION 1856x.** 118.60 (7) (h) of the statutes is created to read:

2 118.60 (7) (h) A participating private school that is placed in either of the 2
3 lowest performance categories on the accountability report issued for the private
4 school under s. 115.385 (3) for 2 consecutive school years shall contract with a public
5 or private entity to develop a corrective action plan and shall implement the
6 corrective action plan for the next school year. The private school shall, at minimum,
7 make the following progress under the corrective action plan:

8 1. Within 3 school years, the private school shall increase the numeric score
9 used as the basis for the performance categories established under s. 115.385 (1) (b)
10 by 6 points over the numeric score received on the accountability report in the school
11 year in which the requirement to undertake a corrective action plan was triggered.

12 2. Within 5 school years, the private school shall improve by one performance
13 category over the performance category received on the accountability report in the
14 school year in which the requirement to undertake a corrective action plan was
15 triggered.

16 3. Within 7 school years, the private school shall have improved its numeric
17 scores to the extent that the private school falls within one of the top 3 performance
18 categories established under s. 115.385 (1) (b).”

19 **29.** Page 1001, line 25: after that line insert:

20 “**SECTION 1856x.** 118.60 (7) (h) of the statutes is created to read:

21 118.60 (7) (h) 1. Each private school participating in the program under this
22 section shall annually conduct state and federal background checks of all teachers
23 and administrators employed by the private school on the effective date of this
24 subdivision [LRB inserts date].

2. Beginning on the effective date of this subdivision ... [LRB inserts date], each private school participating in the program under this section shall annually conduct state and federal background checks of each individual who applies to teach in or serve as an administrator of the private school prior to extending an offer of employment to that individual.

3. A participating private school may not employ a person as a teacher or administrator or contract with the person to serve as a teacher or administrator if the person would not be eligible to be employed, licensed, or permitted for any of the reasons specified under s. 115.31 (2g) or (6m) or 115.315.”.

30. Page 1002, line 3: delete “(b) or” and substitute “(b) or”.

31. Page 1002, line 4: delete “(bg) or” and substitute “(bg) or”.

32. Page 1002, line 4: after that line insert:

“SECTION 1857c. 118.60 (10) (a) 7. of the statutes is amended to read:

118.60 (10) (a) 7. Violated sub. (7) (b) 3m., 4., 5., or 6. ^{or 9.}

33. Page 1002, line 4: after that line insert:

“SECTION 1857c. 118.60 (10) (a) 9. of the statutes is created to read:

118.60 (10) (a) 9. Violated s. ^{118.016,} 118.19 (1) ^{118.305, or 118.33 (1)(f) 5}.”

34. Page 1002, line 4: after that line insert:

“SECTION 1857c. 118.60 (10) (a) 7. of the statutes is amended to read:

118.60 (10) (a) 7. Violated sub. (7) (b) 4., 5., or 6., or 9.”.

35. Page 1002, line 4: after that line insert:

“SECTION 1857c. 118.60 (10) (a) 9. of the statutes is created to read:

118.60 (10) (a) 9. Violated s. 118.305.”

36. Page 1002, line 4: after that line insert:

①

cd
~~SECTION 1857c.~~ 118.60 (10) (a) *9* of the statutes is created to read:

2

118.60 (10) (a) 9. Violated the rules promulgated under s. 120.13 (1) (i)."

3

37. Page 1002, line 4: after that line insert:

4

~~"SECTION 1857c. 118.60 (10) (a) 9. of the statutes is created to read:~~

5

~~118.60 (10) (a) 9. Violated s. 118.33 (1) (f) 5."~~

6

38. Page 1002, line 4: after that line insert:

7

~~"SECTION 1857c. 118.60 (10) (a) 9. of the statutes is created to read:~~

8

~~118.60 (10) (a) 9. Violated s. 118.016."~~

9

39. Page 1003, line 9: after that line insert:

10

re
~~SECTION 1857db.~~ 118.60 (10) (bu) of the statutes is created to read:

11

118.60 (10) (bu) The state superintendent shall issue an order barring a private

12

school from participating in the program under this section if the private school fails

13

to make progress as required under sub. (7) (h) 1., 2., or 3." *re*

14

40. Page 1003, line 10: delete lines 10 to 13 and substitute:

15

"SECTION 1857dg. 118.60 (10) (bg) of the statutes is created to read:

16

118.60 (10) (bg) The state superintendent may issue an order immediately

17

terminating a private school's participation in the program under this section if he

18

or she determines that the owner of the private school would not be eligible or

19

permitted to be employed, licensed, or permitted for any of the reasons specified

20

under s. 115.31 (2g) or (6m) or 115.315.

21

SECTION 1857dh. 118.60 (10) (br) of the statutes is created to read:

22

118.60 (10) (br) The state superintendent may issue an order immediately

23

terminating a private school's participation in the program under this section if he

24

or she determines that the private school has failed to comply with the requirements

*see
top
10/ln.3*

move

under sub. (7) (h) 1. or 2. or if the private school employs an individual in contravention of the prohibitions under sub. (7) (h) 3.

SECTION 1857d. 118.60 (10) (c) of the statutes is amended to read:

118.60 (10) (c) Whenever the state superintendent issues an order under par. (a), (am), or (ar), (b), (bg), ~~or (br),~~ ^{or (bu),} he or she shall immediately notify the parent or guardian of each pupil attending the private school under this section."

~~**41.** Page 1003, line 12: delete "or (b)" and substitute "or (b), or (bu)".~~

42. Page 1007, line 16: after that line insert:

"SECTION 1861n. 119.23 (2) (a) 9. of the statutes is created to read:

119.23 (2) (a) 9. The private school has been in operation for the attendance of pupils for at least 2 school years."

43. Page 1007, line 16: after that line insert:

SECTION 1861h. 119.23 (2) (a) 10. of the statutes is created to read:

119.23 (2) (a) 10. The private school is located in this state."

44. Page 1008, line 5: after that line insert:

"SECTION 1862m. 119.23 (2) (d) of the statutes is created to read:

119.23 (2) (d) No more than 49 percent of a private school's enrollment may consist of pupils attending the private school under this section."

45. Page 1008, line 17: delete the material beginning with that line and ending with page 1011, line 13, ^{as affected by assembly amendment 3,} and substitute:

"SECTION 1863d. 119.23 (4) (b) (intro.) of the statutes is amended to read:

119.23 (4) (b) (intro.) Except as provided in par. (bg), upon Upon receipt from the pupil's parent or guardian of proof of the pupil's enrollment in the private school during a school term, the state superintendent shall pay to the private school in

1 which the pupil is enrolled on behalf of the pupil's parent or guardian, from the
2 appropriation under s. 20.255 (2) (fu), an amount equal to the lesser of the following:

3 **SECTION 1863h.** 119.23 (4) (b) 2. of the statutes is repealed.

4 **SECTION 1863p.** 119.23 (4) (b) 3. and 4. of the statutes are created to read:

5 119.23 (4) (b) 3. The average of the tuition paid by a pupil attending the private
6 school, but not under the program under this section or the program under s. 118.60,
7 in the current and 2 preceding school years.

8 4. \$6,442.

9 **SECTION 1863t.** 119.23 (4) (bg) of the statutes is repealed.”.

10 **46.** Page 1011, line 16: delete “(bg)”.

11 **47.** Page 1011, line 16: delete “(b)-1.” and substitute “(b) 1.”.

12 **48.** Page 1011, line 19: delete the material beginning with that line and
13 ending on page 1012, line 7.

14 **49.** Page 1012, line 14: delete the material beginning with that line and
15 ending on page 1013, line 7.

16 **50.** Page 1012, line 21: delete “(bg)” and substitute “(b)”.

17 **51.** Page 1013, line 12: delete “(b)-or (bg)” and substitute “(b) or (bg)”.

18 **52.** Page 1014, line 10: delete “(b)-1. (bg)” and substitute “(b) 1.”.

19 **53.** Page 1015, line 3: after that line insert:

20 “**SECTION 1873n.** 119.23 (7) (b) 3m. of the statutes is amended to read:

21 119.23 (7) (b) 3m. Annually, schedule ~~two meetings~~ at least one meeting each
22 month at which members of the governing body of the private school will be present
23 and at which pupils, and the parents or guardians of pupils, applying to attend the

1 private school or attending the private school may meet and communicate with the
2 members of the governing body. The meetings shall be open to the public. The
3 private school shall, within 30 days after the start of the school term, notify the
4 department in writing of the scheduled meeting dates and shall, at least 30 days
5 before the scheduled meeting date, notify in writing each pupil, or the parent or
6 guardian of each minor pupil, applying to attend the private school or attending the
7 private school of the meeting date, time, and place. The private school shall provide
8 notice of the meetings in the manner provided in s. 19.84.

9 **54.** Page 1015, line 3: after that line insert:

10 **SECTION 1873n.** 119.23 (7) (b) 9. of the statutes is created to read:

11 119.23 (7) (b) 9. Permit public inspection and copying of any record, as defined
12 in s. 19.32 (2), of the private school to the same extent as required of, and subject to
13 the same terms and enforcement provisions that apply to, a school board under
14 subch. II of ch. 19. This subdivision applied only to records that relate to pupils
15 attending the private school under this section.”.

16 **55.** Page 1015, line 15: after “occupancy” insert “, and shall annually obtain
17 a building inspection of the school building”.

18 **56.** Page 1016, line 19: after that line insert:


19 **SECTION 1875g.** 119.23 (7) (h) of the statutes is created to read:


20 119.23 (7) (h) A participating private school that is placed in either of the 2
21 lowest performance categories on the accountability report issued for the private
22 school under s. 115.385 (3) for 2 consecutive school years shall contract with a public
23 or private entity to develop a corrective action plan and shall implement the

1 corrective action plan for the next school year. The private school shall, at minimum,
2 make the following progress under the corrective action plan:

3 1. Within 3 school years, the private school shall increase the numeric score
4 used as the basis for the performance categories established under s. 115.385 (1) (b)
5 by 6 points over the numeric score received on the accountability report in the school
6 year in which the requirement to undertake a corrective action plan was triggered.

7 2. Within 5 school years, the private school shall improve by one performance
8 category over the performance category received on the accountability report in the
9 school year in which the requirement to undertake a corrective action plan was
10 triggered.

11 3. Within 7 school years, the private school shall have improved its numeric
12 scores to the extent that the private school falls within one of the top 3 performance
13 categories established under s. 115.385 (1) (b).

14 **57.** Page 1016, line 19: after that line insert:


15 **SECTION 1875h.** 119.23 (7) (h) of the statutes is created to read:

16 119.23 (7) (h) 1. Each private school participating in the program under this
17 section shall annually conduct state and federal background checks of all teachers
18 and administrators employed by the private school on the effective date of this
19 subdivision [LRB inserts date].

20 2. Beginning on the effective date of this subdivision [LRB inserts date],
21 each private school participating in the program under this section shall annually
22 conduct state and federal background checks of each individual who applies to teach
23 in or serve as an administrator of the private school prior to extending an offer of
24 employment to that individual.

3. A participating private school may not employ a person as a teacher or administrator or contract with the person to serve as a teacher or administrator if the person would not be eligible to be employed, licensed, or permitted for any of the reasons specified under s. 115.31 (2g) or (6m) or 115.315.”.

58. Page 1017, line 2: delete “(b) or” and substitute “(b) or”.

59. Page 1017, line 3: delete “(bg) or” and substitute “(bg) or”.

60. Page 1017, line 3: after that line insert:

“SECTION 1876c. 119.23 (10) (a) 7. of the statutes is amended to read:

119.23 (10) (a) 7. Violated sub. (7) (b) 3m., 4., 5., or 6. ^{or (9)}

61. Page 1017, line 3: after that line insert:

“SECTION 1876c. 119.23 (10) (a) 9. of the statutes is created to read:

119.23 (10) (a) 9. Violated s. ^{118.016,} ~~119.19 (1)~~ ^{118.305,} or 118.33 ^{(i) (f) 5}

62. Page 1017, line 3: after that line insert:

“SECTION 1876c. 119.23 (10) (a) 7. of the statutes is amended to read:

119.23 (10) (a) 7. Violated sub. (7) (b) 4., 5., or 6., or 9.”.

63. Page 1017, line 3: after that line insert:

“SECTION 1876c. 119.23 (10) (a) 9. of the statutes is created to read:

119.23 (10) (a) 9. Violated s. 118.305.”.

64. Page 1017, line 3: after that line insert:

“SECTION 1876c. 119.23 (10) (a) ¹⁰ ~~9~~ of the statutes is created to read:

119.23 (10) (a) ¹⁰ ~~9~~. Violated the rules promulgated under s. 120.13 (1) (i).”.

65. Page 1017, line 3: after that line insert:

“SECTION 1876c. 119.23 (10) (a) 9. of the statutes is created to read:

~~119.23 (10) (a) 9. Violated s. 118.33 (1) (f) 5."~~

66. Page 1017, line 3: after that line insert:

"SECTION 1876c. 119.23 (10) (a) 9. of the statutes is created to read:

119.23 (10) (a) 9. Violated s. 118.016."

67. Page 1018, line 10: after that line insert:

6 "SECTION 1876d^h~~h~~. 119.23 (10) (b^u~~u~~) of the statutes is created to read:

7 119.23 (10) (b^u~~u~~) The state superintendent shall issue an order barring a private
8 school from participating in the program under this section if the private school fails
9 to make progress as required under sub. (7) (h) 1., 2., or 3."

10 **68.** Page 1018, line 11: delete lines 11 to 14 and substitute:

11 "SECTION 1876d^h~~h~~. 119.23 (10) (bg) of the statutes is created to read:

12 119.23 (10) (bg) The state superintendent may issue an order immediately
13 terminating a private school's participation in the program under this section if he
14 or she determines that the owner of the private school would not be eligible or
15 permitted to be employed, licensed, or permitted for any of the reasons specified
16 under s. 115.31 (2g) or (6m) or 115.315.

17 SECTION 1876dig. 119.23 (10) (br) of the statutes is created to read:

18 119.23 (10) (br) The state superintendent may issue an order immediately
19 terminating a private school's participation in the program under this section if he
20 or she determines that the private school has failed to comply with the requirements
21 under sub. (7) (h) 1. or 2. or if the private school employs an individual in
22 contravention of the prohibitions under sub. (7) (h) 3.

23 SECTION 1876dir. 119.23 (10) (c) of the statutes is amended to read:



State of Wisconsin
2013 - 2014 LEGISLATURE



LRBb0448/1

TKK:kjfrs

ASSEMBLY AMENDMENT ,
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO ASSEMBLY BILL 40

Insert 4-15
1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 982, line 6: delete "(bm)".

3 2. Page 982, line 10: delete "par. (bm)" and substitute "subd. 1. am.".

4 3. Page 982, line 17: after that line insert:

5 "SECTION 1829o. 118.60 (2) (a) 1. am. of the statutes is created to read:

6 118.60 (2) (a) 1. am. Beginning in the 2013-14 school year, the pupil is a

7 member of a family that has a total family income that does not exceed an amount

8 equal to ^{1.75}~~1.75~~ times the poverty level determined in accordance with criteria

9 established by the director of the federal office of management and budget. In this

10 subdivision and sub. (3m), family income includes income of the pupil's parents or

11 legal guardians. The family income of the pupil shall be verified as provided in subd.

12 1. b^x".

End 4-15
A pupil attending a private school under this section, whose family income increases above the income level in this subd. 1. am. may continue to attend a private school under this section.

1 119.23 (10) (c) Whenever the state superintendent issues an order under par.
2 (a), (am), ~~or (ar)~~, (b), (bg), ~~or (br)~~, he or she shall immediately notify the parent or
3 guardian of each pupil attending the private school under this section.”

4 ~~69. Page 1018, line 13: delete “or (b)” and substitute “or (b), or (bu)”.~~

5 **70.** Page 1018, line 18: after that line *insert: , after the material inserted by AA 3,*

6 “**SECTION 1877m.** 120.13 (1) (i) of the statutes is created to read:

7 120.13 (1) (i) The department shall promulgate rules establishing a procedure
8 for the expulsion of pupils attending a private school under s. 118.60 or 119.23 by the
9 governing body of the private school. The rules shall adhere as closely as feasible to
10 the provisions applicable to public school pupils under this subsection.”

11 **71.** Page 1372, line 13: delete lines 13 to 22.

12 (END)

Page 1
insert
1-22
insert
0-7

4. Page 986, line 12: delete lines 12 to 20. [✓] as affected by assembly amendment 3

5. Page 1004, line 3: after that line insert: [✓]

"SECTION 1858g. 119.23 (2) (a) 1. a. of the statutes is amended to read:

119.23 (2) (a) 1. a. The Except as provided in subd. 1. am., the pupil is a member of a family that has a total family income that does not exceed an amount equal to 3.0 times the poverty level determined in accordance with criteria established by the director of the federal office of management and budget. In this subdivision and sub. (3m), family income includes income of the pupil's parents or legal guardians. The family income of the pupil shall be verified as provided in subd. 1. b. A pupil attending a private school under this section whose family income increases, including a pupil who attended a private school under this section in the 2010–11 school year and whose family income has increased, may continue to attend a private school under this section.

SECTION 1858m. 119.23 (2) (a) 1. am. of the statutes is created to read:

119.23 (2) (a) 1. am. Beginning in the 2013–14 school year, the pupil is a member of a family that has a total family income that does not exceed an amount equal to ^{1.085} (1.75) times the poverty level determined in accordance with criteria established by the director of the federal office of management and budget. In this subdivision and sub. (3m), family income includes income of the pupil's parents or legal guardians. The family income of the pupil shall be verified as provided in subd.

1. b. [✓]

(END)

A pupil attending a private school under this section whose family income increases above the income level in this subd. 1.0 am. may continue to attend a private school under this section.